

46 Am. Jur. 2d Judges § 91

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Judges

Glenda K. Harnad, J.D.; and Kristina E. Music Biro, J.D., of the staff of the National Legal Research Group, Inc.

IX. Disqualification to Act in Particular Case

B. Grounds for Disqualification

2. Interests as Grounds for Disqualification

a. Interests as Grounds for Disqualification, in General

§ 91. Nature of interest of judge as grounds for disqualification—Necessity that interest be substantial

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In order to be disqualified from hearing a case, the interest of the judge should be substantial.¹ Thus, an insubstantial or elusive interest in the subject matter of an action does not disqualify a judge.²

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Footnotes

- ¹ *Aetna Life Ins. Co. v. Lavoie*, 475 U.S. 813, 106 S. Ct. 1580, 89 L. Ed. 2d 823 (1986); *Rodriguez v. Copenhaver*, 823 F.3d 1238 (9th Cir. 2016); *People v. Jones*, 206 Ill. App. 3d 477, 151 Ill. Dec. 489, 564 N.E.2d 944 (2d Dist. 1990); *State v. Sawyer*, 297 Kan. 902, 305 P.3d 608 (2013); *Ralis v. Ralis*, 146 A.D.3d 831, 46 N.Y.S.3d 631 (2d Dep't 2017); *Manges v. Martinez*, 683 S.W.2d 137 (Tex. App. San Antonio 1984).
- ² *State v. Meyer*, 1 Kan. App. 2d 29, 561 P.2d 877 (1977).

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